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SHIMMICK CONSTRUCTION COMPANY, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 SHIMMICK CONSTRUCTION COMPANY, } CASE NO.: CV 08 2214
INC., a corporation. }

2 Plaintiff, }
3 v. }
4 RLI INSURANCE COMPANY, a corporation, } DECLINATION TO PROCEED BEFORE A
5 and DOES 1 through 100, } MAGISTRATE JUDGE AND REQUEST
6 Defendants. } FOR REASSIGNMENT TO A UNITED
7 STATES DISTRICT JUDGE }

8 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE:

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby request the reassignment of this case to a United States District Judge.

3 | DATED: May 5, 2008

YARON & ASSOCIATES

By:

HENRY M. SU, ESQ.,
Yaron & Associates
Attorneys for Plaintiffs SHIMMICK
CONSTRUCTION COMPANY

1 PROOF OF SERVICE

2 I am over 18 years of age and not a party to the within action. I am employed in the County
3 of San Francisco; my business address is Yaron & Associates, 601 California St., 21st Floor, San
4 Francisco, California 94108-2826.

5 On May 5, 2008, I served the within:

6 **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND**
7 **REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE**

8 on all parties in this action as listed by ECF

9

10 **By United States mail.** I enclosed the documents in a sealed envelope or package addressed to
11 the persons at the addresses above and (*specify one*):

- 12 (1) deposited the sealed envelope with the United States Postal Service, with the postage
13 fully prepaid.
14 (2) placed the envelope for collection and mailing, following our ordinary business
15 practices. I am readily familiar with this business's practice for collecting and processing
correspondence for mailing. On the same day that correspondence is placed for
collection and mailing, it is deposited in the ordinary course of business with the United
States Postal Service, in a sealed envelope with postage fully prepaid.

16 
VIA ELECTRONIC SERVICE: I served a true copy, with all exhibits, electronically on
17 designated recipients through PACER. Upon completion of electronic transmission of
18 said document(s), a receipt is issued to serving party acknowledging receipt by PACER's
19 system. Once PACER has served all designated recipients, proof of electronic service is
returned to the filing party which will be maintained with the original document(s) in our
office. This service complies with CCP §101.6.

20

21 I declare under penalty of perjury under the laws of the State of California that the foregoing
22 is true and correct, and that this declaration was executed on May 5, 2008, at San Francisco,
23 California.

24 
25 _____
26 MARISELA H. NAVRRO
27

28